

Holland & Knight, LLP
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New York, NY 10007
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lissa.schaupp@hklaw.com

Attorneys for Plaintiff,
Auckland Shipping Company, London

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
AUCKLAND SHIPPING COMPANY,
LONDON,

Plaintiff,

- against -

WESTERN BULK CARRIERS KS,

Defendant.
-----X

STATE OF NEW YORK)
:ss.:
COUNTY OF NEW YORK)

James H. Hohenstein, being duly sworn, deposes and says:

1. I am a member of the firm of Holland & Knight, LLP, attorneys for plaintiff, Auckland Shipping Company, London ("Auckland"), and I am duly admitted to practice before the United States District Court for the Southern District of New York.

(J. Mc MAHON)

07 Civ. 4139 (CM)

**AFFIDAVIT IN SUPPORT
OF ATTACHMENT**

2. I am familiar with the facts and circumstances underlying this dispute and I am submitting this affidavit in support of the Verified Complaint and the Writ of Attachment.

3. Undersigned counsel is mindful of the due diligence requirements related to the inquiry of whether a particular defendant is "found" in this jurisdiction for the purpose of a Supplemental Rule B attachment. Undersigned counsel is equally mindful that in order to be "found" there are two requirements, both of which must be satisfied: first, the defendant must be capable of being served with process in the jurisdiction; and second, the defendant must have a presence here sufficient to support the exercise of *in personam* jurisdiction. As to the second requirement, what must be established is that the defendant is engaged in a systematic and continuous course of doing business in the jurisdiction so as to warrant a finding that the defendant has a presence here.

4. As will be seen below, the defendant has a duly appointed agent for the service of process in this jurisdiction. However, our Firm's investigation as to the second prong of the requirement has found nothing at all to indicate that Western Bulk Carriers KS (the "Defendant") has a presence in this jurisdiction. Thus, it is respectfully submitted that the Defendant is not "found" here for the purposes of Supplemental Rule B.

5. Under my supervision, our office contacted the New York Secretary of State for the State of New York, and was advised that Western Bulk Carriers KS ("Defendant") is a foreign limited partnership authorized to do business in New York.

6. According to the New York Secretary of State, Defendant has the following Registered Agent to accept process within this District: "Patrick F. Lennon, C/O Tisdale & Lennon, LLC, 11 West 42nd Street Ste. 900, New York, New York, 10036."

7. Upon personal knowledge, Tisdale & Lennon, LLC is a law office and Patrick F. Lennon is an attorney practicing maritime law in this jurisdiction.

8. Therefore, as discussed above, Defendant is capable of being served with process in this jurisdiction. However, the second aspect of the inquiry must be addressed.

9. Our office then conducted a search of the internet to locate Defendant's webpage. We located the website of the Western Bulk Group at <http://www.westernbulk.no>, which makes specific reference to Defendant as part of the Western Bulk Group. (Exhibit 1).

10. Upon information and belief, the Defendant is a subsidiary and/or related entity of the Western Bulk Group. (*See id.*). Indeed, the Western Bulk Group website provides the following contact information for "Western Bulk Carriers AS & Western Bulk Carriers KS [Defendant]": Karenslyst alle 8b, P.O. Box 78 Skøyen, N-0212 Oslo, Norway." (*Id.*)

11. The "Company Profile" on the Western Bulk Group website states that "[t]he Group has five commercial operating offices located in Oslo, Melbourne, Singapore, Santiago and Seattle, as well as Representative Offices in Perth, New Orleans, Houston and Conception Bay, Chile." (*Id.*). According to the Western Bulk Group website, the head office of the Western Bulk Group is located in Oslo, Norway, and "[a]ll group activities are coordinated from Oslo, but the local operating offices have a great deal of autonomy in commercial and operation matters." (*Id.*).

12. There is no address within this District or anywhere in New York State listed for Defendant or any Western Bulk entity on the Western Bulk Group website. (*See id.*).

13. Dun & Bradstreet has no listing for Defendant, Western Bulk Carriers KS. (Exhibit 2). However, Dun & Bradstreet, does have a listing for Western Bulk Carriers AS, which reportedly is located at "11 West 42nd Street Ste 900, New York, NY, 100368002." (*Id.*).

14. As discussed above, 11 West 42nd Street Suite 900, New York, NY, 10036-8002 is the address of Tisdale & Lennon LLC, the law firm, and Patrick F. Lennon, Defendant's Registered Agent.

15. Upon information and belief, 11 West 42nd Street Suite 900, New York, NY, 10036-8002 is not the address of an actual place of business of Defendant, Western Bulk Carriers AS, or any Western Bulk Group entity.

16. Our search of the Westlaw executive database indicates that there is no executive of Defendant or any Western Bulk Group entity located in the State of New York. (Exhibit 3).

17. Defendant is not listed in the telephone directory of the principal metropolitan areas in this District. Nor is Defendant listed in the Transportation Tickler, a recognized commercial directory of the maritime industry.

18. Other commercial directories, such as *Yearbook of Scandinavian Shipowners and Ship Management Companies* (68th Edition), the *World Shipping Directory 2006-2007* of Lloyd's Register Fairplay, the Business Directory of the Norwegian American Chamber of Commerce, *Hoovers*, and business.com, do not provide any New York State address for the Defendant or any Western Bulk Group entity.

19. In addition, the commercial credit reports provided at Lloyd's Marine Intelligence Unit website (at www.lloydsmiu.com) also do not indicate any New York State address for the Defendant or any Western Bulk Group entity. Lloyd's Marine Intelligence Unit website provides addresses for Western Bulk Group entities in Oslo, Norway, Tampa, Florida, Melbourne, Australia, and Cherry Hill, New Jersey, but none in this District or the State of New York.

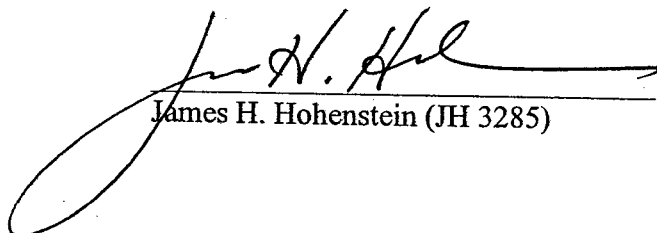
20. Based on the above, to the best of my information and belief Defendant cannot be found within this district or the State of New York.

21. Based upon the facts set forth in the Verified Complaint, I respectfully submit that Defendant is in breach of its obligations under the charter party dated January 12, 2004. As best as can be presently determined, Auckland has sustained damages in the amount of \$715,285.38, inclusive of interest, arbitration costs, and attorneys' fees.

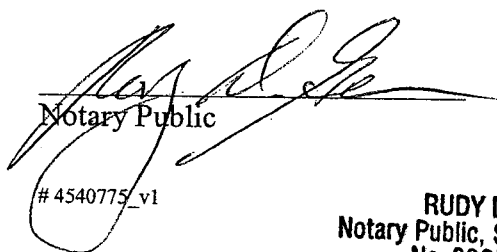
22. Upon information and belief Defendant has, or will have during the pendency of this action, property, goods, chattels or credits and effects within the District in the hands of garnishees including, but not limited to Bank of America, N.A., The Bank of New York, Citibank, N.A., Deutsche Bank Trust Company Americas, HSBC Bank USA, N.A., JPMorgan Chase Bank, N.A., UBS AG, Wachovia Bank, N.A., Société Générale, Standard Chartered Bank, BNP Paribas, Calyon Investment Bank, American Express Bank, Commerzbank, ABN Amro Bank, Bank Leumi USA, Fortis Financial Groups, Banco Popular, and Bank of Tokyo-Mitsubishi UFJ Ltd.

23. Plaintiff is, therefore, requesting this Court, pursuant to Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules for Civil Procedure, issue a Writ of Maritime Attachment for an amount up to \$715,285.38.

WHEREFORE, Plaintiff respectfully requests that the application for a Writ of Maritime Attachment and Garnishment be granted.


James H. Hohenstein (JH 3285)

Sworn to before me this
29 th day of May 2007


Notary Public
4540775_v1

RUDY D. GREEN
Notary Public, State of New York
No. 02GR4952723
Qualified in Queens County
Certificate Filed in New York County
Commission Expires February 26, 2010

Exhibit 1



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Western Bulk ASA, OSLO, Karenslyst alle 8b, P.O. Box 78 Skøyen, N-0212 Oslo, Norway
Office telephone: (+47) 23 13 34 00 , Telefax: (+47) 23 13 34 90,
Telex: 72138 wbulk n, Cable: WESTBULK OSLO, ComText: A43NN265
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The Company

Western Bulk was established in 1982 and is currently one of the world's leading operators of Handymax dry bulk carriers in a worldwide trading pattern.

Although the company's core focus is in the Handymax segment, the company also charter and operate Panamax and Handysize vessels on key industrial contracts in order to utilize its core operating strength.

Western Bulk was publicly traded on Oslo Stock Exchange 1993-2001 – but taken private in 2001. During Q1 2003, a comprehensive turnaround process was initiated to bring the company forward as a modern operator. Following a successful turnaround, the company is now in a position to leverage its significant market presence, its untraditional skill base and the recently established internal management- and control systems and procedures. In January of 2006, Kistefos one of the two majority owners, took full control of the company.

The Group has five commercial operating offices located in Oslo, Melbourne, Singapore, Santiago and Seattle, as well as Representative Offices in Perth, New Orleans, Houston and Concepcion Bay, Chile.

Western Bulk is operating a number of key trades where long-standing experience and specialization are the key success criteria. The Company transports among others steel parcels from Baltic and Black Sea to the US Gulf, fertilizer from US, Africa and Far East to Australia, coal from various areas to India, and iron ore from India to Far East, export products from Chile, and cement from the Far East to Atlantic harbours. Key commodities transported include lumber/logs, cement, sugar, steel products, salt, grain, coal, alumina, iron ore, etc.

10.05.2007

<http://www.westbulk.com/?did=9067884>

Close



Head Office, Oslo, Norway

The Western Bulk Group's head office is located in Oslo - Norway, where it was incorporated in 1982. The Atlantic, Steel & Bulk and Tonnage portfolios are run from Oslo as well as most support functions and Business Development.

All Group activities are coordinated from Oslo, but the local operating offices have a great degree of autonomy in commercial and operational matters.

Contact Details

Western Bulk Carriers AS & Western Bulk Carriers KS

Karenslyst alle 8b
P.O. Box 78 Skøyen
N-0212 Oslo, Norway

Office telephone: (+47) 2313 3400
Telefax: (+47) 2313 3490
Telex: 72138 wbulk n

Cable: WESTBULK OSLO
ComText: A43NN265

Website: <http://www.westernbulk.com>

COMMERCIAL
E-MAIL: chartering@westernbulk.com

TONNAGE
E-MAIL: tonnage@westernbulk.com

POST-FIXTURE
E-MAIL: operations@westernbulk.com
PHONE: +47 2313 3400
FAX: +47 2308 3788
FLX: 72138 WBULK N
COMTEXT: A43NN265

STEEL
E-MAIL: steel@westernbulk.com
PHONE: +47 2313 3400
FAX: +47 2313 3497
FLX: 72330 WBCST N
COMTEXT: A43NN317

Other Sections

-MAIL: accounting@westernbulk.com
-MAIL: laytime@westernbulk.com
-MAIL: it@westernbulk.com

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<http://www.westernbulk.com/?did=9067903>

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Western Bulk, Melbourne - Australia

Western Bulk in Australia is the Group's longest established branch office outside Oslo [Norway] - ideally located in the Pacific region. The office allows customers in this fast growing economic zone to trade and communicate with Western Bulk rep's during their normal working hours.

The Melbourne office is responsible for the Group's *Australia and Pacific* portfolio and covers a high variety of diversified customers and clients. The main task is to maintain the activity in the area and develop new business in line with Western Bulk's business strategies.

Contact details:

Western Bulk Carriers (Australia) Pty.td.

Building 2, Level 2, Riverside Quay, Southbank, Victoria 3006, Australia

Phone: + 61 (3) 9685 5000
 Telefax: +61 (3) 9690 4333
 Telex: 151188 vestbl aa

ComText e-mail: A11AA548

E-mail addresses:

chartering.melbourne@westernbulk.com
 operations.melbourne@westernbulk.com
 accounting.melbourne@westernbulk.com
 melbourne@westernbulk.com
 perth@westernbulk.com

10.05.2007

<http://www.westbulk.com/?did=9068033>

Close



Western Bulk, Seattle - United States of America

The Western Bulk Seattle office has been in operations for more than 10 years. It was started with the WB acquisition of Jebesen Bulk Pool in 1995.

Being geographically and strategically well placed in the busy Pacific Northwest, the Seattle office assure the day to day contact with numerous industries, cargo owners, trading houses and brokers in North America and Mexico. The Seattle office also looks after day to day operations of all Western Bulk vessels calling the West coast from Panama to the BC/Alaska and Hawaii.

Geographically - with the time differences to Europe, Australia and Far East - the Seattle office nicely compliment WB offices in Oslo, Singapore, Chile and Australia to enable a 24 hours accessibility to Western Bulk around the world.

Contact details:

Western Bulk Seattle

1001 Fourth Avenue
Suite 2323 Seattle
WA 98154,USA

Telephone: (1206) 292 0909
Telefax: (1206) 292 0904
Telex: 149036

Contact Chartering:

er.nore@westernbulk.com
Cell phone: +1 206 601 9851

Contact Operations:

ystein.boe@westernbulk.com
Cell phone: +1 206 601 9852

ohan.paulsen@westernbulk.com
Cell phone: +1 503 720 0029

Group Email: seattle@westernbulk.com

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<http://www.westbulk.com/?did=9068039>

lose



Western Bulk, Singapore - Asia

Western Bulk's newly established office in Singapore is the Group's largest office outside Oslo [Norway] - and is responsible for the Group's overall activity in the Indian Ocean / South East Asia region. The office will ensure internationally competitive terms for Western Bulk's business activities.

Western Bulk Pte Ltd is incorporated in Singapore, and handles all of the Group's commercial activities in this region going forward. *Western Bulk Pte Ltd* is a wholly-owned subsidiary of *Western Bulk ASA*. The office is headed by Mr Egil Husby, and have both chartering, operations and support staff.

Contact details:

Western Bulk Pte Ltd
6 Battery Road, #38-01
Raffles Place
Singapore 049909

Telephone: +65-6622 0300
Fax: +65-6622 0301

E-mail addresses:
chartering.singapore@westernbulk.com
operations.singapore@westernbulk.com

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<http://www.westbulk.com/?did=9394407>

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Exhibit 2



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warning system to help
prevent fraud losses.

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City:

State: Nationwide

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[Save my preference](#)☒ Get Headquarters report instead☐ Get Branch report☐ Get both Headquarters and Branch reports

Company Name / Address

(click below to order other D&B products for this business)

☒ **WESTERN BULK** Hanson, Dennis L and Patricia J
5736 Jeff Way, Carmichael, CA, 956081310☐ **WESTERN BAG & BULK CO**
1090 SW 390th Rd, Clinton, MO, 647359045☐ **WESTERN BULK SHIPPING ASA**
500 Poydras St, New Orleans, LA, 701303319☐ **WESTERN BULK CARRIERS**
14225 Poplar St, Hesperia, CA, 92345☒ **WESTERN BULK CARRIERS AS**
11 W 42ND St Ste 900, New York, NY, 100368002☐ **WESTERN BULK TRANSPORTATI**
Lakeside, CA, 920402040☒ **WESTERN BULK CARRIERS (SEATTLE) INC**
1001 4th Ave Ste 2323, Seattle, WA, 981541164☐ **WESTERN TRNPK DELI & BULK FOOD**
10105 Western Tpke, Delanson, NY, 120531803☒ **WESTERN BULK CARRIERS INC**
1000 White Horse Rd Ste 402, Kirkwood, NJ, 080434410☐ **WESTERN BULK CARRIERS (USA) INC**
4830 W Kennedy Blvd Ste 250, Tampa, FL, 336092570☐ **WESTERN BULK TRANSPORT CO. INC**
1539 S Grade Rd, Alpine, CA, 919013038☐ **WESTERN BULK TRANSPORT CO INC**
10207 Vista Camino, Lakeside, CA, 92040

Location Type

Single

Single

Single

Single

Single

Single

Single

Single

Single

Single

Single

Single

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Comprehensive Report

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Comprehensive Report

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ATTN: 888040-00001/JH

Report Printed: MAY 10 2007

BUSINESS SUMMARY

WESTERN BULK CARRIERS AS
11 W 42nd St Ste 900
New York, NY 10036

Now Included with this Report		NEW!
D&B's Credit Limit Recommendation D&B's industry and risk-based limit guidance		
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This is a **single** location.

D-U-N-S Number: 60-657-3926

Telephone: UNKNOWN

D&B Rating: DS

Year started: 2005

Employs: UNDETERMINED

SIC: 4213

Line of business: Trucking operator-nonlocal

SUMMARY ANALYSIS

D&B Rating:DS

The DS rating indicates that the information available does not permit D&B to classify the company within our rating key. For more information, see the D&B Rating Key.
A Summary Analysis is not available at this time.

INVESTIGATIVE SERVICES

*** Update available on request ***

This information is being provided to you immediately in the interest of speed. This report may not reflect the current status of this business. D&B can investigate this business and update the information based on the results of that investigation.

By ordering a standard investigation the same day you order this report, an updated report will be provided to you at no extra cost.

CUSTOMER SERVICE

If you have questions about this report, please call our Customer Resource Center at 1.800.234.3867 from anywhere within the U.S. If you are outside the U.S. contact your local D&B office.

*** Additional Decision Support Available ***

Additional D&B products, monitoring services and specialized investigations are available to help you evaluate this company or its industry. Call Dun & Bradstreet's Customer Resource Center at 1.800.234.3867 from anywhere within the U.S. or visit our website at www.dnb.com.

HISTORY

The following information was reported **01/03/2006**:

Business started 2005.

OPERATIONS

01/03/2006

Description: Provides non-local trucking.
Employees: UNDETERMINED.
Facilities: Occupies premises in building.

SIC & NAICS

SIC:

Based on information in our file, D&B has assigned this company an extended 8-digit SIC. D&B's use of 8-digit SICs enables us to be more specific to a company's operations than if we use the standard 4-digit code.

The 4-digit SIC numbers link to the description on the Occupational Safety & Health Administration (OSHA) Web site. Links open in a new browser window.

42130000 Trucking, except local

NAICS:

484121 General Freight Trucking, Long-Distance, Truckload

PAYMENT SUMMARY

D&B has not received a sufficient sample of payment experiences to establish a PAYDEX score.

D&B receives over 600 million payment experiences each year. We enter these new and updated experiences into D&B Reports as this information is received. At this time, none of those experiences relate to this company.

BANKING & FINANCE

D&B has researched this company and found no information available at this time.

PUBLIC FILINGS

A check of D&B's public records database indicates that no filings were found for WESTERN BULK CARRIERS AS at 11 W 42nd St Ste 900, New York NY.

D&B's extensive database of public record information is updated daily to ensure timely reporting of changes and additions. It includes business-related suits, liens, judgments, bankruptcies, UCC financing statements and business registrations from every state and the District of Columbia, as well as select filing types from Puerto Rico and the U.S. Virgin Islands.

D&B collects public records through a combination of court reporters, third parties and direct electronic links with federal and local authorities. Its database of U.S. business-related filings is now the largest of its kind.

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Report Printed: MAY 10 2007

BUSINESS SUMMARY

WESTERN BULK CARRIERS INC
1000 White Horse Rd Ste 402
Kirkwood, NJ 08043

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 D&B's industry and risk-based limit guidance

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This is a **single** location.**D-U-N-S Number:** 87-849-6017**Telephone:** 856 784-6222**D&B Rating:** **DS****Manager:** BRUCE SCHUCK, PRES**Management control:** 1986**Employs:** 4**SIC:** 4213**Line of business:** Trucking operator-nonlocal.

SUMMARY ANALYSIS

D&B Rating:DS

The DS rating indicates that the information available does not permit D&B to classify the company within our rating key. For more information, see the D&B Rating Key.

\ Summary Analysis is not available at this time.

INVESTIGATIVE SERVICES

**** Update available on request *****

This information is being provided to you immediately in the interest of speed. This report may not reflect the current status of this business. D&B can investigate this business and update the information based on the results of that investigation.

By ordering a standard investigation the same day you order this report, an updated report will be provided to you at no extra cost.

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*** Additional Decision Support Available ***

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HISTORY

The following information was reported **06/12/1996**:

OPERATIONS

06/12/1996

Employees:

4.

SIC & NAICS

SIC:

Based on information in our file, D&B has assigned this company an extended 8-digit SIC. D&B's use of 8-digit SICs enables us to be more specific to a company's operations than if we use the standard 4-digit code.

The 4-digit SIC numbers link to the description on the Occupational Safety & Health Administration (OSHA) Web site. Links open in a new browser window.

42130000 Trucking, except local

NAICS:

484121 General Freight Trucking, Long-Distance,
Truckload

PAYMENT SUMMARY

D&B has not received a sufficient sample of payment experiences to establish a PAYDEX score.

D&B receives over 600 million payment experiences each year. We enter these new and updated experiences into D&B Reports as this information is received. At this time, none of those experiences relate to this company.

BANKING & FINANCE

D&B has researched this company and found no information available at this time.

PUBLIC FILINGS

The following Public Filing data is for information purposes only and is not the official record. Certified copies can only be obtained from the official source.

SUITS

Suit amount: \$0
Status: Pending
DOCKET NO.: 98CV1714
Plaintiff: DUFERCO STEEL INC
Defendant: WESTERN BULK CARRIERS
Where filed: U.S. FEDERAL DISTRICT COURT, NEW YORK, NY

Date status attained: 03/09/1998
Date filed: 03/09/1998
Latest Info Received: 04/02/1998

If it is indicated that there are defendants other than the report subject, the lawsuit may be an action to clear title to property and does not necessarily imply a claim for money against the subject.

The public record items contained in this report may have been paid, terminated, vacated or released prior to the date this report was printed.

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Report Printed: MAY 10 2007
In Date

BUSINESS SUMMARY

WESTERN BULK CARRIERS (SEATTLE) INC

(FOREIGN PARENT IS WESTERN BULK CARRIERS K S,
OSLO, NORWAY.)
1001 4th Ave, Ste 2323
Seattle, WA 98154

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Payment Trends Profile
Payment trends and industry benchmarks
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This is a **single (subsidiary)** location.

Telephone: 206 292-0909

Fax: 206 292-0904

Chief executive: PER NORE, PRES

Year started: 1995

Employs: 4

History: CLEAR

IC: 4412

Line of business: Foreign sea freight transportation

D-U-N-S Number: 94-735-2787

D&B Rating: 2R3
Number of employees: 2R is 1 to 9 employees.
Composite credit appraisal: 3 is fair.

D&B PAYDEX®:

12-Month D&B PAYDEX: 80

When weighted by dollar amount, payments to suppliers average generally within terms.



Based on trade collected over last 12 months.

NEW! [Enhanced payment trends and industry benchmarks are available on this business](#)

SUMMARY ANALYSIS

D&B Rating: 2R3
Number of employees: 2R indicates 1 to 9 employees.
Composite credit appraisal: 3 is fair.

The 1R and 2R ratings categories reflect company size based on the total number of employees for the business. They are assigned to business files that do not contain a current financial statement. In 1R and 2R Ratings, the 2, 3, or 4 creditworthiness indicator is based on analysis by D&B of public filings, trade payments, business age and other important factors. 2 is the highest Composite Credit Appraisal a company not supplying D&B with current financial information can receive. For more information, see the D&B Rating Key.

Below is an overview of the company's rating history since 05/06/97:

D&B Rating	Date Applied
2R3	09/08/04
2R2	10/02/02
2R3	04/24/98
--	05/06/97

The Summary Analysis section reflects information in D&B's file as of May 7, 2007.

NEW! How does **WESTERN BULK CARRIERS (SEATTLE) INC's** payment record compare to its industry? 

A Payment Trends Profile will show you - [View Now](#)

CUSTOMER SERVICE

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HISTORY

The following information was reported **03/10/2007**:

Officer(s): PER NORE, PRES

DIRECTOR(S): THE OFFICER(S)

Business started Feb 1995 by parent company. 100% of capital stock is owned by Western Bulk Carriers KS.

PER NORE. Antecedents are undetermined.

CORPORATE FAMILY

Click below to buy a Business Information Report on that family member.
For an expanded, more current corporate family view, use D&B's Global Family Linkage product.

[Buy Selected Report\(s\)](#)

Parent:

☐ Western Bulk Carriers Ks Oslo, Norway DUNS # 51-897-3318

Affiliates (International): (Affiliated companies share the same parent company as this business.)

☐ WESTERN BULK CARRIERS (AUSTRALIA) PTY. LTD. SOUTHBANK, AUSTRALIA DUNS # 75-307-8195

Buy Selected Report(s)

BUSINESS REGISTRATION

CORPORATE AND BUSINESS REGISTRATIONS REPORTED BY THE SECRETARY OF STATE OR OTHER OFFICIAL SOURCE AS OF APR 27 2007:

Registered Name: WESTERN BULK CARRIERS (SEATTLE) INC.

Business type: CORPORATION

Corporation type: PROFIT

Date incorporated: FEB 22 1995

State of incorporation: WASHINGTON

Filing date: FEB 22 1995

Registration ID: 25055690

Duration: PERPETUAL

Status: ACTIVE, IN COMPLIANCE

Where filed: SECRETARY OF STATE/CORPORATIONS DIVISION, OLYMPIA, WA

Registered agent: OYSTEIN BOE, 1001 FOURTH AVE STE 2323, SEATTLE, WA, 981540000

OPERATIONS

03/10/2007

Description: Foreign parent is Western Bulk Carriers K S, Oslo, Norway. Duns number is 51-897-3318. Parent operates as freight trasporters. Reference is made to that report for background information on the parent and its management. The parent company owns 100% of capital stock of the business. Intercompany relations: none reported by management.

Provides deep sea foreign transportation of freight (100%).

Terms are net 5 and net 30 days. Sells to commercial concerns. Territory : United States & Canada.

Employees: 4 which includes officer(s).

Facilities: Leases 1,500 sq. ft. in building.

Location: Central business section on main street.

SIC & NAICS

SIC:
Based on information in our file, D&B has assigned this company an extended 8-digit SIC. D&B's use of 8-digit SICs enables us to be more specific to a company's operations than if we use the standard 4-digit code.

NAICS:
483111 Deep Sea Freight Transportation

The 4-digit SIC numbers link to the description on the Occupational Safety & Health Administration (OSHA) web site. Links open in a new browser window.

120000 Deep sea foreign transportation of freight

&B PAYDEX

NEW! Enhanced payment trends and industry benchmarks are available on this business

The D&B PAYDEX is a unique, dollar weighted indicator of payment performance based on up to 7 payment experiences as reported to D&B by trade references.

3-Month D&B PAYDEX: 80

When weighted by dollar amount, payments to suppliers average within terms.



Based on trade collected over last 3 months.

12-Month D&B PAYDEX: 80

When weighted by dollar amount, payments to suppliers average generally within terms.



Based on trade collected over last 12 months.

When dollar amounts are not considered, then approximately 100% of the company's payments are within terms.

PAYMENT SUMMARY

The Payment Summary section reflects payment information in D&B's file as of the date of this report.

Below is an overview of the company's dollar-weighted payments, segmented by its suppliers' primary industries:

	Total Rcv'd (#)	Total Dollar Amts (\$)	Largest High Credit (\$)	Within Terms (%)	Days Slow <31 31-60 61-90 90> (%)			
Top industries:								
Short-trm busn credit	2	350	250	100	-	-	-	-
Fire/casualty insur.	1	2,500	2,500	100	-	-	-	-
Radiotelephone commun	1	250	250	100	-	-	-	-
Executive office	1	100	100	100	-	-	-	-
Telephone communictns	1	100	100	100	-	-	-	-
Data processing svcs	1	50	50	100	-	-	-	-
Other payment categories:								
Cash experiences	0	0	0					
Payment record unknown	0	0	0					
Unfavorable comments	0	0	0					
Placed for collections:								
With D&B	0	0						
Other	0	N/A						
Total in D&B's file	7	3,350	2,500					

The highest **Now Owes** on file is \$500

The highest **Past Due** on file is \$0

D&B receives over 600 million payment experiences each year. We enter these new and updated experiences into D&B Reports as this information is received.

NEW! Have WESTERN BULK CARRIERS (SEATTLE) INC's payment habits changed over time?


Payment Trends Profile will show you - [View Now](#)

PAYMENT DETAILS

Detailed Payment History

Date Reported (mm/yy)	Paying Record	High Credit (\$)	Now Owes (\$)	Past Due (\$)	Selling Terms	Last Sale Within (months)
03/07	Ppt	2,500	500	0		1 mo
	Ppt	100	50	0		1 mo
	Ppt	100	0	0		2-3 mos
	Ppt	50	50	0		1 mo
02/07	Ppt	250	0	0		6-12 mos
09/06	Ppt	100				6-12 mos
04/06	Ppt	250	250	0		1 mo

Each experience shown is from a separate supplier. Updated trade experiences replace those previously reported.

NEW! Have WESTERN BULK CARRIERS (SEATTLE) INC's payment habits changed over time?	
A Payment Trends Profile will show you - View Now	

FINANCE

03/10/2007

Sources contacted verified information on September 26, 2005.

PUBLIC FILINGS

A check of D&B's public records database indicates that no filings were found for WESTERN BULK CARRIERS (SEATTLE) INC at 1001 4th Ave, Ste 2323, Seattle WA.

D&B's extensive database of public record information is updated daily to ensure timely reporting of changes and additions. It includes business-related suits, liens, judgments, bankruptcies, UCC financing statements and business registrations from every state and the District of Columbia, as well as select filing types from Puerto Rico and the J.S. Virgin Islands.

D&B collects public records through a combination of court reporters, third parties and direct electronic links with federal and local authorities. Its database of U.S. business-related filings is now the largest of its kind.

GOVERNMENT ACTIVITY

Activity summary

Borrower (Dir/Guar):	NO
Administrative debt:	NO
Contractor:	NO
Grantee:	NO
Party excluded from federal program(s):	NO

Possible candidate for socio-economic program consideration

Labor surplus area:	YES (2007)
Small Business:	N/A
8(A) firm:	N/A

The details provided in the Government Activity section are as reported to Dun & Bradstreet by the federal government and other sources.

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Exhibit 3

Westlaw

QUERY - CN(WESTERN & BULK)

DATABASE(S) - EA-ALL

<u>Rank</u>	<u>Executive Name</u>	<u>Business Name</u>	<u>City</u>	<u>ST/PV/CNT RY</u>	<u>Source</u>
1.	AGE, KORSVOLD	WESTERN BULK AS	OSLO	NORWAY	D & B EXEC FILE
2.	BRUCE SCHUCK	WESTERN BULK CARRIERS (U.S.A.), INC.	TAMPA	FL	CORPORATE FILINGS
3.	GARY K CROSS	BULK TRANSPORTATION	WALNUT	CA	CORPORATE FILINGS
4.	GEORGE G CROSS	CALIFORNIA AND WESTERN STATES AMMONIA TRANSPORT, INC.	WALNUT	CA	CORPORATE FILINGS
5.	CHRISTENSEN, CHRISTIAN V	WESTERN BULK CARRIERS (AUSTRALIA) PTY. LTD.	SOUTHBANK	VI	D & B EXEC FILE
6.	W.P. MCCONNELL	WESTERN BULK SYSTEMS, INC.	PORTLAND	OR	CORPORATE FILINGS
7.	DANA KING	WESTERN- COMMERCIAL TRANSPORT OF TEXAS, INC.	FORT WORTH	TX	CORPORATE FILINGS
8.	DANA KING	METROPLEX BULK TRANSPORT, INC.	FORT WORTH	TX	CORPORATE FILINGS
9.	MISSION FERTILIZER COMPANY	WESTERN BULK HANDLING SYSTEMS	OXNARD	CA	FBN-ALL
10.	NORE, PER	WESTERN BULK CARRIERS (SEATTLE) INC	SEATTLE	WA	D & B EXEC FILE
11.	NORE, PER	WESTERN BULK CARRIERS SEATTLE	SEATTLE	WA	D & B EXEC FILE
12.	PREBEN, MUNTHE T	WESTERN BULK SHIPPING AS	OSLO	NORWAY	D & B EXEC FILE
13.	PREBEN, MUNTHE T	WESTERN BULK CARRIERS AS	OSLO	NORWAY	D & B EXEC FILE
14.	MARVIN J STRIKSMA	WEST COAST ROCK & SAND, INC.	BUENA PARK	CA	CORPORATE FILINGS
15.	NORE PER	WESTERN BULK CARRIERS INC	SEATTLE	WA	BUSFIND-US
16.	BARBARA LAWRENCE	WESTERN BULK TRANSPORT COMPANY, INC.	LAKESIDE	CA	CORPORATE FILINGS
17.	WESTERN BULK	WESTERN BULK		CA	FBN-ALL

QUERY - CN(WESTERN & BULK)

DATABASE(S) - EA-ALL

TRANSPORT INC	TRANSPORT INC			
18. WILLIAMS RAYMOND	WESTERN BULK CARRIERS	HESPERIA	CA	FBN-ALL
19. THURBER, H W III	WESTERN BULK AGENCY, INC.	MOBILE	AL	CORPORATE FILINGS
20. STEVE NELLIGAN	WESTERN BULK EQUIPMENT, LLC	DENVER	CO	CORPORATE FILINGS
21. OYSTEIN BOE	WESTERN BULK CARRIERS (SEATTLE) INC.			CORPORATE FILINGS
22. UNITED STATES CORP COMPANY	BOUSA INC.			CORPORATE FILINGS
23. LES COCHRAN	COASTAL LEASING CO.			CORPORATE FILINGS